

UNITED STATES DISTRICT COURT  
DISTRICT OF PUERTO RICO

MARIO CORTES-GONZALEZ, et al.,

Plaintiffs,

v.

HANES MENSWEAR, INCORPORATED,  
et al.,

Defendants.

Civil No. 05-1874 (JAF)

**REMAND ORDER**

Plaintiff's motion to remand to state court, filed on August 26, 2005, Docket Document No. 4, is granted. The record will be forwarded to the state court of origin. No federal question removal under 28 U.S.C. § 1331 will be authorized of a routine employment discrimination complaint filed originally in state court, where there is no major issue or controversy of determinative or important magnitude requiring interpretation of federal law. Merely invoking 28 U.S.C. § 1331 does not confer federal jurisdiction. In a removed case, we look at the original state court complaint. Removal is only warranted where the federal issue is clearly framed within the four corners of the complaint and where it involves novel and important questions, not routine ones. Those elements are not present here.

All pending filings are declared moot. This case is now closed.

San Juan, Puerto Rico, this 30<sup>th</sup> day of November, 2005.

S/José Antonio Fusté  
JOSE ANTONIO FUSTE  
Chief U. S. District Judge